

O I P E IAP85
DEC 26 2006
PATENT & TRADEMARK OFFICE

Docket No.: C1039.70074US00
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Krieg et al.
Serial No.: 10/679,710
Confirmation No.: 9983
Filed: October 3, 2003
For: IMMUNOSTIMULATORY NUCLEIC ACID MOLECULES
Examiner: M. S. Horning
1640

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 20, 2006

Danielle Calder
Danielle Calder

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT AND
PRELIMINARY AMENDMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on September 21, 2006, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this amendment.

Remarks and a response to the restriction requirement begin on page 4.